

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

EARL SIDNEY DAVIS,

Plaintiff,

vs.

DAVID STANTON, *et al.*,

Defendants.

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CIVIL NO. 07-646-JPG

MEMORANDUM AND ORDER

GILBERT, District Judge:

This matter is before the Court on Plaintiff's "motion for reconsideration" (Doc. 6) of this Court's order granting Plaintiff's motion to proceed *in forma pauperis*. Even though Plaintiff is proceeding *in forma pauperis*, Plaintiff is still required to pay the full \$350.00 filing fee. *See* 28 U.S.C. § 1915(b)(1)¹ Plaintiff appears to be under the belief that he must pay the \$350.00 all at once. However, the prior Order specifically allowed the filing fee to be paid in installments. *See* 28 U.S.C. § 1915(b). Because Plaintiff had been without funds for the six months prior to the filing of the complaint, the Court set the first installment amount at \$0.00. Additional installment payments will be paid to the Court only when the amount in Plaintiff's account exceeds \$10. *See* 28 U.S.C. § 1915(b)(2). Therefore, Plaintiff's "motion for reconsideration" (Doc. 6) is **DENIED**.

IT IS SO ORDERED.

Dated: December 17, 2007.

s/ J. Phil Gilbert

U. S. District Judge

¹Civilly committed sex offenders in Illinois are subject to the PLRA. *Kalinowski v. Bond*, 358 F.3d 978, 978-79 (7th Cir. 2004).